Permanent retention

GOVERNMENT OF MADRAS.

Sectt.-II-28—55.000—27-10-52

P.W (1954) Department.

~~Endorsement~~
~~D.O.~~
~~Memorandum~~
~~Lodged~~

No. 3764 F/54-2

Dated 17-3-1954

Close

FURTHER PAPERS.

Department.	Number.	Series.	Date.
P.W.	31151 F/53-2	Letter	29.4.53.

C3.23727/53. 74170 74169/53

Municipal Office, Mangalore,
Dated 7th Dec., 1953.

From

Sri. L. C. Richard, M.A.,
Commissioner, Mangalore Municipality,
Mangalore.

To

The Secretary to Government,
Local Administration Department,
Madras.

Through: The Chairman, Municipal Council, Mangalore.
The Inspector of Municipal Councils & Local Boards,
Madras.

Sir,

Sub: COUNCIL - resolution passed - nomination of only sitting members of the Council to Port Trust and Hospital Committee - copy of the resolution - submitted.

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I submit herewith a copy of the Council resolution No.2136 dated 28.11.53 for your kind information and necessary action.

Forwarded

Chairman, M.C.

Commissioner

Encl: One.2

u.17.12.

Compd. 18/12

PWD (F)

32/211 Endorsement 3764 F/54-1 dt 20-1-54
Referred to the SPO. for remarks.

15/1/54 16.1.54

Dpd (WO) 20/1/54

To the SPO. with copy of Chairman PS with

Extract from the proceedings of the Mangalore Municipal Council, dated 28.11.1953.

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C3.53. Letter dated 15th October, 1953 from Sri. B. Koragappa Rai, M.C. giving notice of the following resolution:

"This Council resolves to recommend to the Government to appoint only sitting members of the Council to the Port Trust and Hospital Committees."

separate action being taken in HELP Vide p4 min/m

C.R.No.2136. Dated 28.11.53.

Moved by Sri. Ramanath and seconded by Sri. Kanyappa. Passed unanimously.

Sd. B.S.Bhasker Rai,
Vice.Chairman.

(True copy)

Commissioner M.M.

u.17.12.

Comd. 10/12/53

4

3764

H.E LA (H II).

P.W.D. Necessary action is being taken separately with regard to hospital committees).

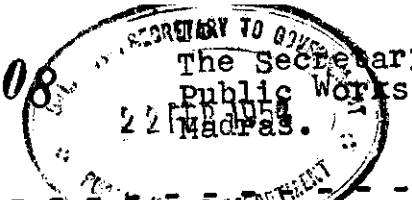
8.1.54

9-1-54 P.W.D.

H E LA.U.O
77169/54-1 H II
15.1.54

From
L.H. Cornish, Esq.,
State Port Officer,
P.B.No. 13,
Madras-1.

14508



The Secretary to Government
Public Works Department,
Madras.

No. 366 GL/54-2. Dated 19-2-1954.

Sir,

Sub: Mangalore Municipal Council Resolution - Nomination of only sitting members of the Council to Port Trust.

Ref: Government endorsement No. 3764 F/54-1, P.W., dated 20--1--1954.

In reply to the Government Memo cited, I have to state that it is desirable that an elected member of a body should be a member of the Mangalore Port Trust Board for at least 2 years to avoid any frequent changes on the Board, irrespective of whether he continues to be a member of the parent body or not; in any case, I consider that the existing arrangements for a member of the Municipal Council on the Mangalore Port Trust Board may continue as provided for in the Mangalore Port Trust, Act, 1953 and any difficulties experienced on account of frequent changes, considered on their merits, on the actual working of the Act at the Port.

Yours faithfully,

STATE PORT OFFICER.

P.W.D.(F1)

Memo No. 3764 F/54-2 d/ 17.3.54

Mangalore Port Trust Board - Election of representatives by Mangalore Municipal Council to serve on Board - Amending Mangalore Port Trust Act, 1953.

From the Commissioner, Mangalore Municipality letter No.C3.23727/53 d/7-12-53
From the State Port Officer letter No. 366 G1/54-2 dated 19-2-1954.

The Commissioner, Mangalore Municipality is informed that the ~~Govern~~ ment agree to the suggestion of the Municipal Council that only sitting members of the Council should be appointed to the Mangalore Port Trust Board, and that steps ~~will~~ be taken to amend the Act at a suitable opportunity along with any other amendments that may be found necessary. Pending necessary amendments to the Act, it is suggested for the consideration of the Municipal Council that whenever the Council elects their representatives on the Mangalore Port Trust Bd., efforts may be taken to see that only such members who are likely

To
The Commr. Mangalore Municipality, Mangalore thro. the Mayor chairman
Copy to the S.P.O.
cs. 3.

to continue as sitting members of the Council for the entire or almost the entire period of their term of office as Trustees of the H.P.T.Bd., - viz 2 years from the date of election, or are elected as Trustees.

16.3.84

13.3.84

Others who are candidates, & who are not re-elected, will lose their right of reference pending their working after some time.

In the meanwhile it is suggested that the Council may elect any such members who are likely to continue as Trustees of the H.P.T.Bd. for the entire period.

16/3/84

clearance of
FP file

Public Works Department

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Memorandum No.3764 P/54-2 Dated 17th March 1954.

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Sub:-Mangalore Port Trust Board - Election of representatives by Mangalore Municipal Council to serve on Board - Amending Mangalore Port Trust Act, 1953.

Ref:-From the Commissioner, Mangaore Municipality letter No.C3. 23727/53 dated 7-12-1953.
Ffrom the State Port Officer letter No.366 G1/54-2 dated 19-2-54.

...

The Commissioner, Mangdore Municipality is informed that the Mangalore Port Trust Act was only passed recently and the implementation of the Council's suggestion would require amendment to the Act. The suggestion will be taken into consideration when amendments to the act are considered in the light of experience gained in its working after some time.

In the meanwhile it is suggested that the council may as far as possible elect only such members who are likely to continue as Trustees of the Mangalore Port Trust Board for the entire period.

M.S.Ram,
Deputy Secretary to Government.

10

To The Commissioner Mangalore Municipality, Mangalore through the Chairman.
Copy to the State Port Officer.

Forwarded::By order

pss.18.3.

Superintendent.

Mangalore Port Trust - Representatives of Municipal Council, Mangalore - Nomination of only sitting members.

From the Commissioner, Mangalore Municipality, letter No.C3.23727/53 dated 7-12-1953.
To the State Port Officer Endorsement No. 3764 F/54-1 dated 20-1-1954
From the State Port Officer letter No. 366 G1/54-2 dated 19-2-1954.

In a resolution passed by them, the Mangalore Municipal Council resolved to recommend to Government that only sitting members of the Council should be nominated to serve on the Mangalore Port Trust Board. The State Port Officer who was referred to in the matter has stated that it is desirable that an elected member of a body should be a member of the Mangalore Port Trust Board for atleast 2 years to avoid any frequent changes on the Board irrespective of whether he continues to be a member of the parent body or not; that in any case the present system of nomination to the Mangalore Port Trust Board as provided for in the Mangalore Port Trust Act may be in force for some time; and that any difficulties experienced on account of frequent changes may be considered on merits after watching the working of the Act at the Port for some time.

2. According to section 6 of the Mangalore Port Trust Act, 1953, the Mangalore Municipal Council has to select two persons from among the members of the Council to serve on the Trust Board. When once a member is elected to the Trust Board he shall hold office for a period of two years from such election irrespective of whether he continues to be a member of the Municipal Council or not. At times this will

Municipal council serving on the Trust Board as a representative of the Municipal Council. It is presumably to avoid such a contingency that the Municipal Council has recommended to Government that only sitting members of the Council should be allowed to serve on the Trust Board.

3. In this connection a reference is invited to the papers at [illegible] in regard to a similar question - viz. Representative of the Madras Corporation on the Madras Port Trust Board. The Government of India have agreed to the suggestion of this Government that the Madras Port Trust Act should be suitably amended in order to remove the anamoly of an ex-councillor representing the Corporation of Madras on the Board of Trustees of the Madras Port and have stated that steps to amend the Act will be taken at a suitable opportunity along with any other amendments that might be found necessary.

4. That which applied to the Madras Port Trust applies with equal force to the Mangalore Port Trust also. To provide for the suggestion of the Municipal Council, the Mangalore Port Trust Act, 1953 should have to be suitably amended. Whatever amendments are made to the Mangalore Port Trust Act, similar amendments should also have to be made to the Tuticorin Port Trust Act. But as the ~~Madras~~ Mangalore Port Trust Act was passed only recently, it appears too early to take up the question of amending it now. The proposal of the Mangalore Municipal Council may therefore perhaps be accepted in principle and action taken to amend the Tuticorin and Mangalore Port Trust Acts at an ~~ex~~ oppertune time later on. Subject to orders, a draft memo to the Municipal Council is submitted below for approval.

D.W.S
9.3.54.

The elections may be at about the time of the formation of P.T. Boards, and then they can also elect one who is likely to continue to be a sitting member for almost the entire period of two years. This

can be done until the Act is Amended, which may take some time. Draft may be modified accordingly.

9-3-54

Resubmitted with the draft suitably added with reference to the orders of A.S. above.

13/3/54 13.3.54

15.3.54

We need not consult the Government to carry this out. Draft reply as amended may go.

Issued as Memo. no. 3764F/54.2 of 17.3.54

The file may now be closed with a call book entry for 1.4.1957.

21/3/54

21.3.54